

C. D. Michel – SBN 144258
 Tiffany D. Cheuvront – SBN 317144
 MICHEL & ASSOCIATES, P.C.
 180 E. Ocean Blvd., Suite 200
 Long Beach, CA 90802
 Telephone: (562) 216-4444
 Facsimile: (562) 216-4445
cmichel@michellawyers.com

Attorneys for Plaintiffs Adam Richards, Jeffrey Vandermeulen, Gerald Clark, Jesse Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises, Inc. (D/B/A/ Smokin' Barrel Firearms), Gun Owners of California, Inc., Gun Owners of America, Inc., Gun Owners Foundation, and California Rifle & Pistol Association, Incorporated

Donald Kilmer – SBN 179986
 Law Offices of Don Kilmer, APC
 14085 Silver Ridge Rd.
 Caldwell, Idaho 83607
 Telephone: (408) 264-8489
Don@DKLawOffice.com

Attorney for Plaintiff Second Amendment Foundation

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

ADAM RICHARDS, an individual;
 JEFFREY VANDERMEULEN, an
 individual; GERALD CLARK, an
 individual; JESSE HARRIS, an
 individual; ON TARGET INDOOR
 SHOOTING RANGE, LLC;
 GAALSWYK ENTERPRISES, INC.
 (D/B/A/ SMOKIN' BARREL
 FIREARMS); GUN OWNERS OF
 CALIFORNIA, INC.; GUN OWNERS
 OF AMERICA, INC.; GUN OWNERS
 FOUNDATION; CALIFORNIA RIFLE
 & PISTOL ASSOCIATION,
 INCORPORATED; and SECOND
 AMENDMENT FOUNDATION, a
 California Corporation,

Plaintiffs,

v.

GAVIN NEWSOM, in his official
 capacity as Governor of the State of
 California; ROBERT BONTA, in his
 official capacity as Attorney General of
 the State of California, and DOES 1-10,

Defendants.

Case No.: 8:23-cv-02413

NOTICE OF PLAINTIFFS' MOTION AND MOTION FOR TEMPORARY RESTRAINING ORDER AND ISSUANCE OF PRELIMINARY INJUNCTION

Hearing Date: TBD
 Hearing Time: TBD
 Courtroom: TBD
 Judge: TBD

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on a date and time to be determined at the
3 above-captioned Court, Plaintiffs Adam Richards, Jeffrey Vandermeulen, Gerald
4 Clark, Jesse Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises,
5 Inc. (D/B/A/ Smokin' Barrel Firearms), Gun Owners of California, Inc., Gun
6 Owners of America, Inc., Gun Owners Foundation, California Rifle & Pistol
7 Association, Incorporated, and the Second Amendment Foundation (collectively,
8 "Plaintiffs") will move for a temporary restraining order and issuance of a
9 preliminary injunction under Rule 65 of the Federal Rules of Civil Procedure.
10 Specifically, Plaintiffs will seek an order to enjoin the implementation,
11 enforcement, and effect of SB 1384 (Cal. Penal Code Section 26806).

12 Plaintiffs bring this motion because Section 26806 violates Plaintiffs' First
13 Amendment, Second Amendment, Fourth Amendment, Fifth Amendment, and
14 Equal Protection rights because of an overbroad and intrusive attempt to video and
15 audio record plaintiffs and others without consent and at great financial costs to
16 Federal Firearm Licensees. Unless the court orders the requested Temporary
17 Restraining Order and Injunction for preliminary relief, Plaintiffs and the general
18 California public will continue to suffer this unnecessary and significant
19 infringement of their constitutional rights.

20
21
22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

This motion is made on the grounds set forth in the accompanying Memorandum of Points and Authorities, the signed declarations of Adam Richards, Jeffrey Vandermeulen, Gerald Clark, Jesse Harris, Gregg Bouslog, Robert Gaalswyk, Samuel Paredes, Richard Minnich, Erich Pratt, and Alan Gottlieb, all pleadings and papers filed in this action, the argument of counsel, and further evidence as the Court may consider at or before a hearing on this motion.

Dated: December 20, 2023

MICHEL & ASSOCIATES, P.C.

s/ C.D. Michel

C.D. Michel

Attorneys for Plaintiffs Adam Richards, Jeffrey Vandermeulen, Gerald Clark, Jesse Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises, Inc. (D/B/A/ Smokin' Barrel Firearms), Gun Owners of California, Inc., Gun Owners of America, Inc., Gun Owners Foundation, and California Rifle & Pistol Association, Incorporated

Dated: December 20, 2023

LAW OFFICES OF DONALD KILMER, APC

s/ Donald Kilmer

Donald Kilmer

Attorney for Plaintiff Second Amendment Foundation

ATTESTATION OF E-FILED SIGNATURES

I, C.D. Michel, am the ECF User whose ID and password are being used to file this NOTICE OF PLAINTIFFS' MOTION AND MOTION FOR TEMPORARY RESTRAINING ORDER AND ISSUANCE OF PRELIMINARY INJUNCTION. In compliance with Central District of California L.R. 5-4.3.4, I attest that all signatories are registered CM/ECF filers and have concurred in this filing.

Dated: December 20, 2023

s/ C.D. Michel

C.D. Michel

CERTIFICATE OF SERVICE
IN THE UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Case Name: *Richards, et al. v. Newsom, et al.*
Case No.: 8:23-cv-02413

IT IS HEREBY CERTIFIED THAT:

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

I am not a party to the above-entitled action. I have caused service of:

**NOTICE OF PLAINTIFFS' MOTION AND MOTION FOR TEMPORARY
RESTRAINING ORDER AND ISSUANCE OF PRELIMINARY
INJUNCTION**

on the following parties by the following means:

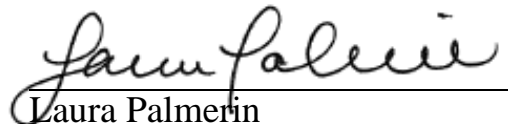
Robert Bonta, California Attorney General
Office of the Attorney General
300 South Spring Street
Los Angeles, CA 90013-1230

Governor Gavin Newsom
1021 O Street, Suite 9000
Sacramento, CA 95814

X (**BY OVERNIGHT MAIL**) As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on the same day in the ordinary course of business. Such envelope was sealed and placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance with ordinary business practices.

I declare under penalty of perjury that the foregoing is true and correct.

Executed December 20, 2023.



Laura Palmerin